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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE: 82 FR 1322 FR CITE DATE: 01/05/2017

REFERENCE 7143206
MESSAGE #
(s):
CASE #(s): A-570-888

EFFECTIVE DATE: 01/05/2017 COURT CASE #: 07-00123

PERIOD OF REVIEW: 02/03/2004 TO 07/31/2005

PERIOD COVERED: 02/03/2004 TO 07/31/2005

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liq instructions for floor-standing metal top ironing tables and certain parts from the PRC produced or exported by Since Hardware (Guangzhou) Co. Ltd.; 02/03/2004 - 07/31/2005 (A-570-888)

1. On 12/08/2016, the Court of International Trade (CIT) entered judgment in accordance with a settlement agreement entered in Home Products International Inc. v. United States (CIT No. 07-00123). As a result of this judgment, the injunction to which message 7143206 refers enjoining liquidation of entries which are subject to the antidumping duty order on floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China for the period 02/03/2004 through 07/31/2005 produced or exported by Since Hardware (Guangzhou) Co., Ltd. dissolved on 12/08/2016.

2. For all shipments of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China exported by Since Hardware (Guangzhou) Co., Ltd. (A-570-888-001), entered, or withdrawn from warehouse, for consumption during the period 02/03/2004 through 07/31/2005, assess an antidumping liability equal to 72.29 percent of the entered value, unless paragraph 3 or 4 applies.

3. For suspended entries of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China produced or exported by Since Hardware (Guangzhou) Co., Ltd., that were entered, or withdrawn from warehouse, for consumption during the period 08/02/2004 through 08/03/2004, CBP should terminate the suspension of liquidation and liquidate the entries without regard to antidumping duties (i.e., release all bonds and refund all cash deposits).

4. For all shipments of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China exported by Since Hardware (Guangzhou) Co., Ltd. (A-570-888-001), entered, or withdrawn from warehouse, for consumption during the period 02/03/2004 through 08/01/2004, assess an antidumping liability equal to 72.29 percent of the entered value or equal to the amount of the bond or cash deposit, whichever is less.

5. For all shipments of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China produced by Since Hardware (Guangzhou) Co., Ltd., entered, or

withdrawn from consumption during the period 02/03/2004 through 07/31/2005, and not covered by paragraphs 2 or 4 assess antidumping duties at the cash deposit rate in effect at the time of entry, unless paragraph 3 applies.

6. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraphs 2 through 5 occurred with the publication of the amended final results of administrative review (82 FR 1322, 01/05/2017). Unless instructed otherwise, for all other shipments of floor-standing metal top ironing tables and certain parts thereof from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

7. There are no injunctions applicable to the entries covered by this instruction.

8. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

9. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

10. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVI:

MJH.

11. There are no restrictions on the release of this information.

Alexander Amdur

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party